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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
ROGELIO ESPINOZA-BAZA,  
Defendant.

No. 08-00534 JF

NOTICE OF DISMISSAL

SAN JOSE VENUE

With leave of the Court, and pursuant to Federal Rule of Criminal Procedure 48(a), the United States Attorney for the Northern District of California dismisses the above information without prejudice.

DATED: September 23, 2008

Respectfully submitted,

JOSEPH P. RUSSONIELLO  
United States Attorney

/s/  
DAVID A. CALLAWAY  
Deputy Chief, San Jose Branch Office

1 Leave is GRANTED to the government to dismiss the information without prejudice.

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4 Date: September <sup>24</sup>\_\_, 2008

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JEREMY FOGEL  
United States District Judge